

# United States District Court

for the  
Eastern District of Missouri

United States of America

v.

Sam Lewis

Case No: 4:03CR67

USM No: 29063-044

Kevin Curran

Defendant's Attorney

Date of Previous Judgment: 12/11/03

(Use Date of Last Amended Judgment if Applicable)

## Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the Term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☒ DENIED. ☐ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of \_\_\_\_\_ months is reduced to \_\_\_\_\_

### I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: \_\_\_\_\_

Amended Offense Level: \_\_\_\_\_

Criminal History Category: \_\_\_\_\_

Criminal History Category: \_\_\_\_\_

Previous Guideline Range: \_\_\_\_\_ to \_\_\_\_\_ months

Amended Guideline Range: \_\_\_\_\_ to \_\_\_\_\_ months

### II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- ☐ The reduced sentence is within the amended guideline range.
- ☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- ☐ Other (explain): \_\_\_\_\_

### III. ADDITIONAL COMMENTS

The defendant was sentenced as a career offender and therefore he is ineligible to receive the two-level reduction under the recent amendment to the Sentencing Guidelines, 18 U.S.C. Section 3582(c)(2).

Except as provided above, all provisions of the judgment dated \_\_\_\_\_ shall remain in effect.

IT IS SO ORDERED

Order Date: \_\_\_\_\_

9/2/08

  
Judge's Signature

Effective Date: \_\_\_\_\_

(if different from order date)

Jean C. Hamilton, US District Judge

Printed Name and title